

NO. 26068

IN THE SUPREME COURT OF THE STATE OF HAWAII

A. EDWARD FYFFE, JR., Petitioner-Defendant,

vs.

THE HONORABLE CHRISTOPHER P. MCKENZIE, JUDGE, DISTRICT COURT OF
THE FIRST CIRCUIT, HONOLULU DIVISION, AND THE HONORABLE DAVID W.
LO, JUDGE, DISTRICT COURT OF THE FIRST CIRCUIT, HONOLULU
DIVISION, Respondents,

and

BOB COOK REALTORS, INCORPORATED, a Hawaii Corporation, dba
Captain Cook and Associates, Respondent-Plaintiff.

APPEAL FROM THE DISTRICT COURT OF THE FIRST CIRCUIT
(CIV. NO. 1RC 03-1-3010)

ORDER DENYING MOTION FOR RECONSIDERATION OF ORDER
DENYING 1) PETITION FOR WRIT OF PROHIBITION AND/OR
MANDAMUS DIRECTED TO A JUDGE AND 2) EMERGENCY MOTION FOR
STAY OF ORDER(S) DENYING DISMISSAL PURSUANT
TO RULE 12(b)(1) AND SETTING TRIAL DATE OF 9-11-03

(By: Moon, C.J., Levinson, Nakayama, and Acoba, JJ., and Circuit
Judge Sakamoto, in place of Duffy, J., recused)

Upon consideration of Petitioner A. Edward Fyffe, Jr.'s
motion for reconsideration of the September 10, 2003 order
denying the petition for writ of prohibition and/or mandamus
directed to a judge and the emergency motion for stay of order
denying dismissal of the district court summary possession case
pursuant to Rule 12(b)(1) and setting trial date of September
11, 2003, the papers in support, and the records and files
herein,

IT IS HEREBY ORDERED that the motion for
reconsideration is denied.

DATED: Honolulu, Hawai'i, October 1, 2003.

A. Edward Fyffe, Jr.,
petitioner/defendant pro se
on the motion